

Message Text

CONFIDENTIAL

PAGE 01 STATE 098051

14

ORIGIN L-03

INFO OCT-01 IO-12 ADP-00 ACDA-19 AF-10 ARA-11 EA-11 EUR-25

NEA-10 RSC-01 CIAE-00 DODE-00 PM-07 H-02 INR-10

NSAE-00 NSC-10 PA-03 PRS-01 SS-15 USIA-12 GAC-01 /164 R

DRAFTED BY L/ UNA: JWWILLIS: JNP

5/22/73 EXT. 22559

APPROVED BY IO/ UNP - MR. ROTHENBERG

IO/ UNP - MR. HEWITT

----- 002890

P R 222039 Z MAY 73

FM SECSTATE WASHDC

TO USMISSION GENEVA PRIORITY

INFO USMISSION USUN NEW YORK

C O N F I D E N T I A L STATE 098051

E. O. 11652: GDS

TAGS: PFOR, UN

SUBJECT: DEFINITION OF AGGRESSION COMMITTEE

REF: (A) STATE 098930; (B) GENEVA 2396

(C) NELSON- WILLIS TELCON, P. M. MAY 21

1. ARGUMENTS RAISED DURING TELCON PERTAINING TO SUBSTANCE
OF PRIORITY/ INTENT AND INDIRECT USE OF FORCE FORMULATIONS
HAVE BEEN CONSIDERED BY DEPARTMENT.

2. AS RESULT, WE URGE US DEL TO DISCUSS PRIORITY/ INTENT
LANGUAGE AS SUBMITTED IN PARA 1(B) OF REFTEL WITH OTHER
DELS AND REPORT REACTIONS TO DEPARTMENT.

3. WITH REGARD TO INDIRECT USE OF FORCE TEXT, WE REMAIN
FIRMLY OF VIEW THAT LANGUAGE " WHICH CARRY OUT ACTS OF ARMED
FORCE AGAINST ANOTHER STATE WHICH IN THEIR GRAVITY ARE
COMPARABLE TO THE ACTS LISTED ABOVE" AS REPORTED IN PARA 7
OF REFTEL B, FALLS SHORT OF MINIMUM PROVISION WHICH DEPART-
MENT CONSIDERS WOULD BEST SERVE U. S. INTERESTS. WE CON-
CONFIDENTIAL

CONFIDENTIAL

PAGE 02 STATE 098051

TINUE TO SEE MERIT IN HAVING INDIRECT ACTS INVOLVING THE
USE OF FORCE WHICH MAY NOT IN FACT EVER BE CARRIED OUT,
SPECIFIED AS AGGRESSION IN THIS DEFINITION. THE ADVANTAGE
OF HAVING SUCH ACTS EXPLICITLY INCLUDED IN THIS DEFINITION
IS THAT IT WOULD LEAVE LITTLE ROOM FOR THOSE WHO HOLD
THE VIEW THAT USE OF FORCE FOR SELF- DEFENSE UNDER ARTICLE 51
IS NOT LEGITIMATE UNLESS AN ARMED ATTACK OCCURS. HAVING

AN INDIRECT ACT INVOLVING BUT NOT RESULTING IN USE OF
FORCE EXPRESSLY BROUGHT WITHIN THE COMPASS OF AGGRESSION
IN THIS DEFINITION WOULD STRENGTHEN THE POSITION OF THOSE
WHO EXERCISE THE RIGHT OF SELF- DEFENSE AGAINST SUCH ACTS
WHICH CONCEDEDLY DO NOT AMOUNT TO " ARMED ATTACK". IN
VIEW OF IMPORTANCE IN MODERN WORLD OF DEVELOPING EFFECTIVE
MEANS TO DETER AND COUNTER FUTURE ACTS OF INDIRECT AGGRES-
SION, DEPARTMENT CONSIDERS THIS ASPECT OF DEFINITION RE
INDIRECT USE OF FORCE OF SPECIAL SIGNIFICANCE FOR U. S.
INTERESTS. RUSH

CONFIDENTIAL

NMAFVVZCZ

*** Current Handling Restrictions *** n/a

*** Current Classification *** CONFIDENTIAL

Message Attributes

Automatic Decaptioning: X
Capture Date: 01 JAN 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: PFOR
Control Number: n/a
Copy: SINGLE
Draft Date: 22 MAY 1973
Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Authority: thigpegh
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 28 MAY 2004
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1973STATE098051
Document Source: CORE
Document Unique ID: 00
Drafter: JWWILLIS: JNP
Enclosure: n/a
Executive Order: GDS
Errors: n/a
Film Number: n/a
From: SECSTATE WASHDC
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1973/newtext/t19730551/aaaajode.tel
Line Count: 81
Locator: TEXT ON-LINE
Office: ORIGIN L
Original Classification: CONFIDENTIAL
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 2
Previous Channel Indicators:
Previous Classification: CONFIDENTIAL
Previous Handling Restrictions: n/a
Reference: 73 STATE 098930, 73 GENEVA 2396, NELSON- WILLIS TELCON, P.M. MAY 21
Review Action: RELEASED, APPROVED
Review Authority: thigpegh
Review Comment: n/a
Review Content Flags:
Review Date: 04 OCT 2001
Review Event:
Review Exemptions: n/a
Review History: RELEASED <04-Oct-2001 by rowelle0>; APPROVED <26-Nov-2001 by thigpegh>
Review Markings:

Declassified/Released
US Department of State
EO Systematic Review
30 JUN 2005

Review Media Identifier:
Review Referrals: n/a
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
Secure: OPEN
Status: <DBA CORRECTED> mcm 980225
Subject: DEFINITION OF AGGRESSION COMMITTEE
TAGS: PFOR, UN
To: GENEVA
USUN NEW YORK
Type: TE
Markings: Declassified/Released US Department of State EO Systematic Review 30 JUN 2005